Knobbe Martens Olson & Bear LLP

Intellectual Property Law

550 West C Street Suite 1200 San Diego CA 92101 Tel 619-235-8550 Fax 619-235-0176 www.kmob.com

FACSIMILE TRANSMITTAL SHEET

RECEIVED **CENTRAL FAX CENTER**

CONFIRMATION COPY WILL FOLLOW VIA:

JUN 0 3 2004

_		
11	N/1	A TI
_	IVA	AIL

☐ INTERNATIONAL AIRMAIL

☐ COURIER

☐ E-MAIL

X	MILL	, <u>Not</u> Follo	W
_		_	

I I I I DELIVERY

☐ WITH ENCLOSURES

☐ \VITHOUT ENCLOSURES

Confidentiality Notice:

The documents accompanying this facsimile transmission contain confidential information which may be legally privileged. The information is intended only for the use of the recipient named below. If you have received this facsimile in error, please immediately notify us by telephone to arrange for renun of the original documents to us; and any disclosure, copying, distribution of the taking of any action in reliance on the contents of this faxed information is strictly prohibited.

To:

Maria B. Marvich, Art Unit 1636

FIRM:

USPTO

FACSIMILE NO.:

703-872-9306

ATTORNEY DOCKET NO.:

UC081.001A

U.S. APPLICATION NO.:

10/042,775

FROM:

Erik T. Anderson

OPERATOR:

Connie Gelbach

No. Of PAGES: NO (incl. cover sheet)

DATE:

June 3, 2004

IF YOU DID NOT RECEIVE ALL OF THE PAGES PLICASE CALL BACK IMMEDIATELY

OPERATOR PHONE No.: (619) 235-8550

FACSIMILE No.: (619) 235-0176

MESSAGE:

S:\DOCS\ETA\ETA-2146.DOC/efg/060304

Orange County

San Francisco

Los Angeles 310-551-3450

Riverside

San Luis Obispo 805-547-5580

909-781-9231 415-954-4114 PAGE 1/10 * RCVD AT 6/3/2004 6:40:59 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/0 * DNIS:8729306 * CSID:1 619 235 0176 * DURATION (mm-ss):03-12 Docket No.: UC081.001A

Customer No.: 20,995

AMENDMENT / RESPONSE TRANSMITTAL

Applicant

Gatti, et al.

App. No.

10/042,775

Filed

: January 8, 2002

For

EXPRESSION AND

PURIFICATION OF ATM PROTEIN USING VACCINIA

VIRUS

Examiner

Marvich, Maria

Art Unit

1636

CERTIFICATE OF FAX TRANSMISSION

I hereby certify that this correspondence and all marked attachments are being transmitted via facsimile to Examiner Maria Marvich, Fax No. 703-872-9306 of the USPTO on the date shown below:

June 3, 2004

(Datc)

Erik T. Anderson, Reg. No. 52,559

Mail Stop AF

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

(X) Amendment and Response in eight (8) pages.

The fee has been calculated as shown below:

FEE CALCULATION											
FEE TYPE						FEE CODE	CA	LCU	LATI	ON	TOTAL
Total Claims	21	_	24	=	0	1202 (\$18)	0	х	18	=	\$0
Independent Claims	3	_	3	=	0	1201 (\$86)	0	х	86	=	\$0
							TOTAL FEE DUE			\$0	

(X) Return prepaid postcard.

(X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Erik T. Anderson Regis ration No. 52,559

Attorney of Record Customer No. 20,995

(619) 235-8550

S:\DOCS\ETA\ETA-2145.DOC/cfg/060304

UC081.001A

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant Gatti, et al. Group Art Unit 1636 CERTIFICATE OF FAX 10/042,775 Appl. No. TRANSMISSION I hereby certify that this correspondence Filed January 8, 2002 and all marked attachments are being transmitted via facsimile to Examiner Maria Marvich, Fax No. 703-872-9306 of **EXPRESSION AND** For the USPTO on the date shown below: **PURIFICATION OF ATM** PROTEIN USING June 3, 2003 VACCINIA VIRUS Marvich, Maria B. Examiner Erik T. Anderson, Reg. No. 52,559

AMENDMENT AND RESPONSE

RECEIVED
CENTRAL FAX CENTER

JUN 0 3 2004

OFFICIAL

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Dear Sir:

The Applicants hereby respond to the Office Action mailed March 4, 2004 in the captioned case. Please enter the following amendments and consider the following remarks.

Amendments to the Claims begin on page 2 of this paper.

The remarks begin on page 5 of this paper.